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7
8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

10
11 UNITED STATES OF AMERICA,

CASE NO. 1:22-CR-00132-JLT-SKO

12 Plaintiff,

PRELIMINARY ORDER OF
13 v.
FORFEITURE

14 HORACIO ORTEGA-MARTINEZ,

15 Defendant.

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17 Based upon the plea agreement entered into between the United States of America and defendant
18 Horacio Ortega-Martinez, it is hereby ORDERED, ADJUDGED AND DECREED as follows:

19 1. Pursuant to 7 U.S.C. § 2156(e) and 28 U.S.C. § 2461(c), defendant Horacio Ortega-
20 Martinez's interest in the following property shall be condemned and forfeited to the United States of
21 America, to be disposed of according to law:

22 a. Approximately 118 roosters, and
23 b. Approximately 49 hens.

24 2. The above-listed animals constitute animals involved in a violation of 7 U.S.C. § 2156(b).
25 3. Pursuant to Rule 32.2(b), the Attorney General (or a designee) shall be authorized to seize
26 the above-listed property.

27 4. a. Pursuant to 28 U.S.C. § 2461(c), incorporating 21 U.S.C. § 853(n), and Local Rule
28 171, the United States shall publish notice of the order of forfeiture. Notice of this Order and notice of

1 the Attorney General's (or a designee's) intent to dispose of the property in such manner as the Attorney
2 General may direct shall be posted for at least thirty (30) consecutive days on the official internet
3 government forfeiture site www.forfeiture.gov. The United States may also, to the extent practicable,
4 provide direct written notice to any person known to have alleged an interest in the property that is the
5 subject of the order of forfeiture as a substitute for published notice as to those persons so notified.

6 b. This notice shall state that any person, other than the defendant, asserting a legal
7 interest in the above-listed property, must file a petition with the Court within sixty (60) days from the
8 first day of publication of the Notice of Forfeiture posted on the official government forfeiture site, or
9 within thirty (30) days from receipt of direct written notice, whichever is earlier.

10 5. If a petition is timely filed, upon adjudication of all third-party interests, if any, this Court
11 will enter a Final Order of Forfeiture pursuant to 7 U.S.C. § 2156(e) and 28 U.S.C. § 2461(c) in which all
12 interests will be addressed.

13 IT IS SO ORDERED.
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15 Dated: February 14, 2023


UNITED STATES DISTRICT JUDGE

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